## IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF DELAWARE

PENNSYLVANIA EMPLOYEE BENEFIT )

TRUST FUND, on behalf of )
itself and all others )
similarly situated, JOSEPH )
MACKEN, and COMMISSIONER LINDA)
A. WATTERS, )

Plaintiffs, )

v. Civ. No. 05-075-SLR (Lead Case)

ZENECA, INC. and ASTRAZENECA )
PHARMACEUTICALS, L.P., )

Defendants.

## ORDER

At Wilmington this Ith day of November, 2005, consistent with the memorandum opinion issued this same date;

IT IS ORDERED that defendants' motion to dismiss (D.I. 32) is granted.

United States District Judge